

**UNITED STATES DISTRICT COURT
EASTERN DISTRICT OF MICHIGAN
SOUTHERN DIVISION**

UNITED STATES OF AMERICA,

Plaintiff,

Case Number: 09-20295

v.

HON. MARIANNE O. BATTANI

SAMUEL RIDDLE, JR., and MARY
WATERS,

Defendants.

_____ /

**ORDER DENYING DEFENDANT SAMUEL L.
RIDDLE JR.'S MOTION TO WITHDRAW PLEA**

This matter is before the Court on Defendant Samuel L. Riddle, Jr.'s Motion to Withdraw Plea (Doc. No. 118). Riddle pleaded guilty to conspiring to commit bribery and extortion, and filing false tax returns on May 20, 2010, pursuant to a Rule 11 Plea Agreement.

Rule 11 of the Federal Rules of Criminal Procedure governs pleas. Rule 11(e) reads, "After the court imposes sentence, the defendant may not withdraw a plea of guilty. . .and the plea may be set aside only on direct appeal or collateral attack." FED. R. CRIM. P. 11(e).

On October 6, 2010, the Court sentenced Riddle to imprisonment for a term of thirty-seven months. The Judgment was filed October 7, 2010. Given the clear language of Rule 11(e), and the fact that this Court sentenced Riddle before the motion was filed, the Court **DENIES** Riddle's motion.

IT IS SO ORDERED.

s/Marianne O. Battani
MARIANNE O. BATTANI
UNITED STATES DISTRICT JUDGE

Dated: October 20, 2010

CERTIFICATE OF SERVICE

Copies of this Order were served upon counsel of record and Samuel Riddle, Jr. on this date by ordinary mail and electronic filing.

s/Bernadette M. Thebolt
Case Manager